

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

vs.

2003 JEEP LIBERTY, VIN:  
1J4GL48K83W500583, WASHINGTON  
LICENSE NUMBER P362088,

Defendant.

CV-04-0455-LRS

Final Order of Forfeiture

Plaintiff, United States of America, alleged in a Verified Complaint for Forfeiture In Rem, that the defendant property is subject to forfeiture to the United States pursuant to 21 U.S.C. § 881.

The Court has jurisdiction over this matter by virtue of 28 U.S.C. §§ 1345 and 1355. Venue is proper pursuant to 28 U.S.C. § 1395.

The defendant property consists of a 2003 Jeep Liberty, VIN: 1J4GL48K83W500583, Washington License Number P362088.

The Defendant vehicle was seized on August 30, 2004, for violations of the Controlled Substances Act, 21 U.S.C. §801 et. seq.

On January 4, 2005, Ronald Myers, a/k/a Doug Shay (hereinafter Ronald Myers), was personally served with a copy of the Verified Complaint for Forfeiture In Rem and the Notice of Complaint for Forfeiture in the above-entitled case by the United States Marshals Service as evidenced by the USM-285 filed with the Court on January 5, 2005.

1 On January 10, 2005, Ronald Myers filed a Claim for Property.

2 No other claims have been filed.

3 On February 1, 2005, the United States sent a copy of the Verified Complaint  
4 for Forfeiture In Rem and the Notice of Complaint for Forfeiture to Leroy Bullinger,  
5 via certified mail, as evidenced by the Certificate of Service of Notice by Mail filed  
6 with the Court on March 18, 2005.

7 The Notice of Complaint for Forfeiture was published on February 3, 10, and  
8 17, 2005, in the Cheney Free Press, a newspaper of general circulation in Spokane  
9 County, Washington, as evidenced by the USM-285 form filed with the Court on  
10 February 18, 2005. Rule C of the Supplemental Rules for Certain Admiralty and  
11 Maritime Claims, Fed. R. Civ. P., and 18 U.S.C. § 983(a)(4)(A), require that claimants  
12 file a claim within thirty (30) days after the final date of publication of the Notice of  
13 Complaint for Forfeiture, or within thirty (30) days after service of the complaint,  
14 whichever occurs first. At the latest this 30-day period expired on March 21, 2005.

15 On March 11, 2005, Ronald Myers and the United States entered a Plea  
16 Agreement in United States v. Ronald Bruce Myers, criminal case number CR-04-  
17 173-FVS, in which Mr. Myers agreed to the forfeiture of his interest in the Defendant  
18 vehicle in the above-entitled civil forfeiture case.

19 In addition, on June 28, 2005, Ronald Myers and the United States filed a  
20 Stipulation to Withdraw Claim and a Stipulation for Order of Forfeiture with the  
21 Court.

22 It appearing to the Court that Ronald Myer's interest in the Defendant vehicle  
23 has been resolved by the entry of the Plea Agreement on March 11, 2005, in United  
24 States v. Ronald Bruce Myers, CR-04-173-FVS, and the entry of the Stipulation to  
25 Withdraw Claim and Stipulation for Order of Forfeiture on June 28, 2005;

26 It also appearing to the Court that no other claims have been made to the  
27 Defendant vehicle;

1 It further appearing that the Defendant property is currently held by the United  
2 States Marshals Service;

3 IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED that the  
4 Defendant vehicle, 2003 Jeep Liberty, VIN: 1J4GL48K83W500583, Washington  
5 License Number P362088, is hereby forfeited to the United States of America, and no  
6 right, title, or interest shall exist in any other person.

7 IT IS FURTHER ORDERED that the forfeited property shall be disposed of in  
8 accordance with law by the United States Marshals Service.

9 DATED this 11th day of July, 2005.

10  
11 *s/Lonny R. Suko*

12 Lonny R. Suko  
13 United States District Court Judge

14 Presented by:

15 James A. McDevitt  
16 United States Attorney

17 s/Timothy M. Durkin

18 Timothy M. Durkin  
19 Assistant United States Attorney  
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